FOR KCC USE:
Effective Date: 12/1/04
District #
SGA? Yes, No

KANSAS CORPORATION COMMISSION
OIL & GAS CONSERVATION DIVISION

NOTICE OF INTENT TO DRILL

Must be approved by KCC five (5) days prior to commencing wall

Expected Spud Date: December 17, 2004

OPERATOR: License # 30717
Name: DOWNING-NEILSON OIL CO., INC.
Address: P.O. Box 372
City/State/Zip: Hays, KS 67601
Contact Person: Ron Nelson
Phone: (785) 628-3449

CONTRACTOR: License # 31548
Name: Discovery Drilling

Well Drilled For: Oil 0, Gas 0, Storage 0, Disposal 0, Seismic 0, Other 0
Well Class: Infield 0, Outfield 0, Mud Rotary 0, Air Rotary 0, Cable 0
Type Equipment: X

Spot: 60°S & 80°E of
NW SE SE Sec. 10 Twp. 17 S R. 21 W
930 feet from N / X Line of Section
910 feet from X E / W Line of Section

Is SECTION Regular Irregular?

(Note: Locate well on the Section Plat on reverse side)

County: Ness
Lease Name: SCHWARTZ "D"
Well # 1
Field Name: Wildcat Jolly South
Target Information(s): Cherokee Sand

Nearest Lease or Unit boundary: 2215 EGL feet MSL
Water well within one-quarter mile: Yes, No
Public water supply well within one mile: Yes, No
Depth to bottom of fresh water: 180'

Water Source for Drilling Operations:
Well 0 Farm Pond 0 Other

DWR Permit #:

Will Cores be taken? Yes, No

If Yes, proposed zone:

RECEIVED
DEC 6 2004
KCC WICHITA

AFFIDAVIT

The undersigned hereby affirms that the drilling, completion and eventual plugging of this well will comply with K.S.A. 55 et. seq.

It is agreed that the following minimum requirements will be met:
1. Notify the appropriate district office prior to spudding of well;
2. A copy of the approved notice of intent to drill shall be posted on each drilling rig;
3. The minimum amount of surface pipe as specified below shall be set by circulating cement to the top; in all cases surface pipe shall be set through all unconsolidated materials plus a minimum of 20 feet into the underlying formation.
4. If the well is dry hole, an agreement between the operator and the district office on plug length and placement is necessary prior to plugging;
5. The appropriate district office will be notified before well is either plugged or production casing is cemented in;
6. If an ALTERNATE II COMPLETION, production pipe shall be cemented from below any usable water to surface within 120 days of spud date.

Or pursuant to Appendix "B" - Eastern Kansas surface casing order 7133,891-C, which applies to the KCC District 3 area, alternate II cementing must be completed within 30 days of the spud date or the well shall be plugged. In all cases, NOTIFY district office prior to any cementing.

I hereby certify that the statements made herein are true and to the best of my knowledge and belief.

Date: 2 DEC 2004
Signature of Operator or Agent:

For KCC Use ONLY

API # 15 - 135 24323 00 00
Conductor pipe required None 0 feet
Minimum surface pipe required 200 feet per Alt. 0
Approved by RJP 12 704
This authorization expires 6 7 05

(THIS AUTHORIZATION VOID IF DRILLING NOT STARTED WITH 6 MONTHS EFFECTIVE DATE.)

Spud date: Agent:

Remember to:
- File Drill Permit Application (form CDP-1) with intent to drill;
- File Completion Form ACO-1 within 120 days of spud date;
- File acreage application plat according to field proportion orders;
- Notify appropriate district office 48 hours prior to workover or re-entry;
- Submit plugging report (CP-4) after plugging is completed;
- Obtain written approval for disposal or injecting salt water.

If this permit has expired (See: authorized expiration date) please check the box below and return to the address below.

Well Not Drilled - Permit Expired
Signature of Operator or Agent:
Date:

Mail to: KCC - Conservation Division, 130 S. Market - Room 2078, Wichita, Kansas 67202
IN ALL CASES PLOT THE INTENDED WELL ON THE PLAT BELOW

Plat of acreage attributable to a well in a prorated or spaced field

If the intended well is in a prorated or spaced field, please fully complete this side of the form. If the intended well is in a prorated or spaced field complete the plat below showing that the well will be properly located in relationship to other wells producing from the common source of supply. Please show all the wells and within 1 mile of the boundaries of the proposed acreage attribution unit for gas wells and within 1/2 mile of the boundaries of the proposed acreage attribution unit for oil wells.

API No. 15
Operator:    DOWNING-NELSON OIL CO., INC.
Lease:      SCHWARTZ "B"
Well Number:    1
Field:      Wildcat
Number of Acres attributable to well:     
QTR / QTR / QTR of acreage:     

Location of Well:    County:    Ness
feet from    feet from
Sec. 10  Twp. 17  S. R. 21 W
Is Section:    X Regular or  [ ] Irregular

If Section is Irregular, locate well from nearest corner boundary.
Section corner used:  [ ] NE  [ ] NW  [ ] SE  [ ] SW

(Show location of the well and shade attributable acreage for prorated or spaced wells.)
(Show footage to the nearest lease or unit boundary line.)

NOTE: In all cases locate the spot of the proposed drilling location.

NESS CO., KS
In plotting the proposed location of the well, you must show:
1. The manner in which you are using the depicted plat by identifying section lines, i.e. 1 section, 1 section with 8 surrounding sections, 4 sections, etc.
2. The distance of the proposed drilling location from the section's south / north and east / west.
3. The distance to the nearest lease or unit boundary line.
4. If proposed location is located within a prorated or spaced field a certificate of acreage attribution plat must be attached: (CO-7 for oil wells; CG-8 for gas wells).